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ELEMENTARY SCHOOL DISTRICT

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

E-FILED - 12/14/06

11 TRACY WATSON, RENEE STALKER,) Case No. C06-4029RMW
12 OLIVIA STALKER, SHAFER WATSON,)
13 RILEY WATSON,)
14 Plaintiff,)
15 vs.)
16 COUNTY OF SANTA CLARA, COUNTY)
17 OF SANTA CLARA DEPARTMENT OF)
18 FAMILY AND CHILDREN SERVICES;)
19 COUNTY OF SANTA CLARA)
20 DEPARTMENT OF COUNTY COUNSEL;)
21 COUNTY OF SANTA CLARA DISTRICT)
22 ATTORNEYS OFFICE; SANTA CLARA)
23 VALLEY MEDICAL CENTER;)
24 EVERGREEN SCHOOL DISTRICT; CITY)
25 OF SAN JOSE, SAN JOSE POLICE)
26 DEPARTMENT; NORMA SPARKS,)
27 YAZMINA LETONA; SHARON)
BURGAN; JEWELS RAMIREZ; VU)
TRAN; ANN MILLER RAVEL, RIMA)
SINGH; AARON WEST; GEORGE)
KENNEDY; CLIFTON BLACK; ROSE)
REAL; ROBERT PRUITT; CHERYL)
HARMS; CLAUDIA BLODGETT; GARY)
KISHIMOTO; JOELLA MOLLOY; JOHN)
HAMILTON, ANITA NOBLE, JANET)
KAHLE, MARY RITTER, DAVID)
KEARNS, RAJUL KAZI; ROB DAVIS;)
WILLIAM HOYT; CRAIG BLANK,)
Defendants.

**STIPULATION OF PARTIES AND
ORDER TO CONTINUE CASE
MANAGEMENT CONFERENCE**

Defendants.

1 The parties submit the following stipulation for the purpose of requesting the
2 Court continue the Case Management Conference currently set for December 15, 2006 at
3 10:30 a.m.

4 The Motion to Dismiss of the Evergreen School District Defendants was heard by the
5 Court on December 1, 2006, and taken under submission. At that time, counsel present at
6 the hearing requested a continuance of the Case Management Conference in light of the
7 tentative ruling and likelihood of an amended pleading. At the hearing, the Court agreed a
8 continuance may be in order, but noted that it required the consent of all parties. All parties
9 hereby agree that the Case Management Conference date of 12/15/06 is premature relative to
10 the procedural posture of this case and in light of an expected amendment to the pleadings.
11 All counsel have provided Jacquelyn Wilson authority to file the stipulation with their
12 electronic signature at the time of this filing.

13 Based on the foregoing, the parties hereby stipulate to have the matter submitted
14 to the Court requesting an order continuing the date now set for Case Management
15 Conference from December 15, 2006 to February 9, 2007, at 10:30 a.m.

16 Dated: December 12, 2006

/s/ Peter Johnson

Peter Johnson
Attorney for Plaintiffs

18 Dated: December 12, 2006

/s/ Clifford Greenberg

Clifford Greenberg
Attorney for City of San Jose

20 Dated: December 12, 2006

/s/ Melissa Kiniyalocots

Melissa Kiniyalocots
Attorney for County of Santa Clara

22 Dated: December 12, 2006

/s/ Jacquelyn Wilson

Jacquelyn Wilson
Attorney for Evergreen School District

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1 **ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE**

2 The Court having considered the stipulation of the parties submitted herewith,
3 and having found good cause, does hereby order that the Case Management
4 Conference now set to occur on December 15, 2006 shall be continued. The new date for
5 the case management conference shall be February 9, 2007 @ 10:30 a.m. All other
6 related dates shall be continued relative to the new Case Management Conference
7 date.

8 Pursuant to Stipulation, it is So Ordered,

9 Dated: 12/14/06

/s/ Ronald M. Whyte

Hon. Ronald M. Whyte

Judge of the United States District Court